

Probate Notes for February 10, 2010

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. If you wish to continue a matter, please contact the civil division at (530) 406-6704. If you have questions, you may contact the probate examiner at (530) 406-6802 between the hours of 2 and 4 p.m.

CASE: Probate Conservatorship of Inez Criss
Case No. CV PC 08-210

It is recommended to approve the court investigator's report.

The conservator has not filed the required account and report. (Prob. Code, § 2620.) The Clerk is directed to give written notice to the conservator directing the conservator to file an account and report and to set the accounting for hearing before the court within 45 days of the date of the notice. (Prob. Code, § 2620.2, subd. (a).) It is recommended to continue this matter to Thursday April 1, 2010, at 9:00 a.m. in Department Fifteen to give the conservator time to file and give notice of the account and report.

CASE: Probate Conservatorship of Harry McClasky
Case No. CV PC 08-248

It is recommended to approve the court investigator's report.

The conservator has not filed the required account and report. (Prob. Code, § 2620.) The Clerk is directed to give written notice to the conservator directing the conservator to file an account and report and to set the accounting for hearing before the court within 45 days of the date of the notice. (Prob. Code, § 2620.2, subd. (a).) It is recommended to continue this matter to Thursday April 1, 2010, at 9:00 a.m. in Department Fifteen to give the conservator time to file and give notice of the account and report.

CASE: Estate of Ruby D. Barker
Case No. CV PB 09-209

It is recommended to grant the petition for probate of will and for letters testamentary and for authorization to administer the estate under the Independent Administration of Estates Act. Petitioner is to provide the proposed order.

CASE: Estate of Edward Lance Otto
Case No. CV PB 08-232

On July 8, 2009, this case came before the Court on a report on wavier of account and petition for final distribution. The Court requested that petitioner submit a declaration explaining whether the creditor's claim filed by the Franchise Tax Board had been resolved. Petitioner's attorney appeared and requested a continuance to allow him additional time settle the creditor's claim. Since that time, the case has been set for two additional status hearings which have been continued at the request of petitioner's attorney.

On December 11, 2009, petitioner filed an allowance of creditor's claim. Petitioner's attorney is directed to appear and to advise the Court if the claim has now been paid and if the estate is in a position to be closed.

CASE: Estate of Manfred G. Ruschitzka
Case No. CV PB 10-002

It is recommended to grant the petition for letters of administration with will annexed and for authorization to administer the estate under the Independent Administration of Estates Act.